



## RESOLUTION

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AUTHORIZING THE DIRECTOR OF TRANSPORTATION SERVICES OR THE DIRECTOR'S DESIGNEE TO APPLY FOR AND ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL TRANSIT ADMINISTRATION FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY U.S.C. CHAPTER 53, TITLE 49 AND TITLE 23, UNITED STATES CODE, AND OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION.

WHEREAS, Chapter 1, Article 8, Revised Ordinance of Honolulu 1990 ("ROH"), provides that any intergovernmental agreement or any amendments thereto that place an obligation upon the City or any department or agency thereof require prior City Council consent and approval; and

WHEREAS, ROH Chapter 1, Article 8, also provides that, when carrying out the provisions of any intergovernmental agreement, all applications and/or amendments thereof, statistical data programs, reports or other official communications that support the application and are required to be provided by the City or its component departments to any other governmental or quasi-governmental agency must first be presented to the City Council for its review and approval prior to their transmittal; and

WHEREAS, the Federal Transit Administration ("FTA") is an operating administration of the United States Department of Transportation; and

WHEREAS, the Federal Transit Administrator has been delegated authority to award Federal financial assistance for transportation projects; and

WHEREAS, the grants or cooperative agreements for Federal financial assistance will impose certain obligations upon the City, and may require the City to provide the local share of project costs; and

WHEREAS, the City's Application for FTA Grant 1703-2016-3, a copy of which is attached hereto as Exhibit A and by reference made a part hereof, requests \$3,073,492 in Title 49 U.S.C. Section 5339 funds for Bus and Bus Facilities; and

WHEREAS, the Director of the Department of Transportation Services ("DTS") desires to submit the Application to the FTA on behalf of the City; and

WHEREAS, if the FTA, following the receipt and review of the Application, approves the Application, the FTA will then offer the City \$3,073,492 or an amount substantially equal to \$3,073,492 in Title 49 U.S.C. Section 5339 funds for Bus and Bus Facilities; and



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WHEREAS, the FTA's offer will be in the form of a standard document entitled "Grant Agreement" (FTA G-21, October 1, 2014), which becomes Part 6 of the Application, and the combined documents will comprise the complete agreement upon execution of the Grant Agreement form by the City; and

WHEREAS, the Grant Agreement form from the FTA incorporates by reference and makes a part of the agreement the following, which set forth obligations of the City:

- (1) Federal Transit Administration Master Agreement (FTA MA(22), October 1, 2015), a copy of which was transmitted by the DTS Director to the Council by Departmental Communication No. 297, dated April 22, 2016;
- (2) The Certifications and Assurances provided to the FTA by the City, a copy of which was transmitted by the DTS Director to the Council by Departmental Communication No. 298, dated April 22, 2016, and supplemented by Exhibit B attached hereto and by reference made a part hereof; and
- (3) Any Award notification containing special conditions or requirements, if issued;

now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the Application for FTA Grant 1703-2016-3, attached hereto as Exhibit A, for Federal assistance authorized by U.S.C. Chapter 53, Title 49 and Title 23, United States Code and other Federal statutes administered by the FTA, is hereby consented to and approved; and

BE IT FURTHER RESOLVED that the DTS Director or the Director's designee is authorized to submit the Application to the FTA on behalf of the City and County of Honolulu in substantially the form attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED that if the FTA approves the Application and transmits the Grant Agreement form (Part 6) to the City, the DTS Director or the Director's designee is authorized to execute the Grant Agreement form on behalf of the City if the only obligations of the City are those set forth on the FTA Master Agreement and Certifications and Assurances described in (1) and (2) above; and



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BE IT FURTHER RESOLVED that the DTS Director or the Director's designee is authorized to:

1. Execute any incidental or related agreements in furtherance of the above Grant Agreement, provided that such agreements and documents do not incur additional obligations on the part of the City; and
2. Make minor or editing changes, provided that no substantive additions or deletions are made; and

BE IT FURTHER RESOLVED that if the FTA's subsequent offer to the City for the Grant 1703-2016-3 is made subject to any conditions, requirements, or obligations other than the above-described FTA Master Agreement and Certifications and Assurances, the DTS Director shall submit the Grant Agreement for prior consent and approval by the Council pursuant to ROH Chapter 1, Article 8; and



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

No. 16-193

## RESOLUTION

BE IT FINALLY RESOLVED that a copy of this Resolution be transmitted to the DTS Director at the Frank F. Fasi Municipal Building, 650 South King Street, 3<sup>rd</sup> Floor, Honolulu, Hawaii 96813.

INTRODUCED BY:



(br)

DATE OF INTRODUCTION:

**JUL 26 2016**

Honolulu, Hawaii

Councilmembers

DOT

FTA

U.S. Department of Transportation

Federal Transit Administration

## Application

<b>Federal Award Identification Number (FAIN)</b>	1703-2016-3
<b>Temporary Application Number</b>	1703-2016-3
<b>Application Name</b>	Bus Acquisition: 6 of 12 Replacement 40' buses and 2 of 4 < 30' Replacement buses and 2 of 4 < 30' partial Replacement buses
<b>Application Status</b>	In-Progress
<b>Application Budget Number</b>	0

### Part 1: Recipient Information

**Name: Honolulu, City & County Of**

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
1703	City	HONOLULU, CITY AND COUNTY OF	614644565

Location Type	Address	City	State	Zip
Headquarters	530 S KING ST RM 100	HONOLULU	HI	968133014
Physical Address	650 S KING ST 3RD FL	HONOLULU	HI	96813
Mailing Address	650 SOUTH KING STREET,3RD FLOOR	HONOLULU	HI	96813

### Union Information

<b>Union Name</b>	HAWAII TEAMSTERS AND ALLIED WORKERS UNION, LOCAL 996
<b>Address 1</b>	1817 Hart Street
<b>Address 2</b>	
<b>City</b>	Honolulu
<b>State</b>	Hawaii
<b>Zipcode</b>	96819
<b>Contact Name</b>	Ronan Kozuma

Telephone	8088476633
Fax	8088424575
E-mail	loc996@hawaii.rr.com
Website	http://www.hawaii.teamsters.com/

## Part 2: Application Information

**Title: Bus Acquisition: 6 of 12 Replacement 40' buses and 2 of 4 < 30' Replacement buses and 2 of 4 < 30' partial Replacement buses**

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
1703-2016-3	In-Progress	Grant	4/19/2016	4/19/2016	No

### Application Executive Summary

This grant to be funded by Section 5339.

### Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

### Requires E.O. 12372 Review

No, this application does not require E.O. 12372 Review.

### Subject to Pre-Award Authority

No, this application is not subject to Pre-Award Authority.

## Application Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone
Strather	Ing	Planner, Transportation Planning Divisio	sing@honolulu.gov	808-768-8348

## Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5339 - (MAP 21) Bus and Bus Facilities Formula (FY2013 & Fwd)	5339-1	20526	\$3,073,492
Local			\$657,247
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0

<b>Total Eligible Cost</b>	<b>\$3,730,739</b>
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## Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
1703-2016-3-P2	111-00 (111-) BUS - ROLLING STOCK	\$3,073,492.00	\$657,247.00	\$3,730,739.00	10
1703-2016-3-P2	11.12.01 BUY REPLACEMENT 40-FT BUS	\$2,787,000.00	\$573,000.00	\$3,360,000.00	6
1703-2016-3-P2	11.12.04 BUY REPLACEMENT	\$286,492.00	\$84,247.00	\$370,739.00	4

## Earmark and Discretionary Allocations

This application does not contain earmarks or discretionary allocations.

## Part 3: Project Information

**Project Title: Bus Acquisition: 6 of 12 Replacement 40' buses and 2 of 4 < 30' Replacement buses and 2 of 4 < 30' partial Replacement buses**

Project Number	Temporary Project Number	Date Created	Start Date	End Date
1703-2016-3-P2	1703-2016-3-P2	4/20/2016	6/30/2016	6/29/2018

### Project Description

Bus Acquisition: 6 of 12 Replacement 40' buses and 2 of 4 < 30' Replacement buses and 2 of 4 < 30' partial Replacement buses

### Project Benefits

Replaces existing buses in service.

### Additional Information

None provided.

### Location Description

Project is located within the City and County of Honolulu

## Project Location (Urbanized Areas)

UZA Code	Area Name
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150000	Hawaii
150550	Urban Honolulu, HI
153480	Kailua (Honolulu County)--Kaneohe, HI

### Congressional District Information

State	District	Representative
Hawaii	1	Mark Takai
Hawaii	2	Tulsi Gabbard

### Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5339 - (MAP 21) Bus and Bus Facilities Formula (FY2013 & Fwd)	5339-1	20526	\$3,073,492
Local			\$657,247
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
<b>Total Eligible Cost</b>			<b>\$3,730,739</b>

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1703-2016-3-P2	11.12.04 BUY REPLACEMENT	\$286,492.00	\$84,247.00	\$370,739.00	4

### Project Budget Activity Line Items

Budget Activity Line Item: 11.12.01 - BUY REPLACEMENT 40-FT BUS
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Scope Name / Code	Line Item #	Custom Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.01	BUY REPLACEMENT 40-FT BUS	BUY REPLACEMENTS - CAPITOL BUS	6

**Extended Budget Description**

Replacement 40' clean diesel buses.

**Will 3rd Party contractors be used to fulfill this activity line item?**

No, 3rd Party Contractors will not be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Diesel Fuel	New	40'

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5339 - (MAP 21) Bus and Bus Facilities Formula (FY2013 & Fwd)	5339-1	20526	\$2,787,000
Local			\$573,000
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
<b>Total Eligible Cost</b>			<b>\$3,360,000</b>

Milestone Name	Est. Completion Date	Description
RFP/IFB Issue Date	7/1/2016	
Contract Award Date	9/30/2016	
Initial Delivery Date	11/30/2017	
Final Delivery Date	3/31/2018	
Contract Completion Date	6/30/2018	

**Budget Activity Line Item: 11.12.04 - BUY REPLACEMENT**

Scope Name / Code	Line Item #	Custom Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.04	BUY REPLACEMENT	BUY REPLACEMENTS - CAPITOL BUS	4

**Extended Budget Description**

2

**Will 3rd Party contractors be used to fulfill this activity line item?**

No, 3rd Party Contractors will not be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Gasoline	New	<30'

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5339 - (MAP 21) Bus and Bus Facilities Formula (FY2013 & Fwd)	5339-1	20526	\$286,492
Local			\$84,247
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
<b>Total Eligible Cost</b>			<b>\$370,739</b>

Milestone Name	Est. Completion Date	Description
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Contract Completion Date	6/30/2018	

## Project Environmental Findings

### Finding: Class II(c) - Categorical Exclusions (C-List)

#### Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. Class II(c) does not require documentation.

#### Categorical Exclusion Description

Type 07: Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

Date Description	Date
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Class IIc CE Approved

4/20/2016

## **Part 4: Fleet Details**

No fleet data exists for this application.

## **Part 5: FTA Review Comments**

There are no review comments to display at this time.

## Certifications & Assurances | FY 2016 C&A Affirmations

### Recipient Profile Information

Recipient ID 1703

Recipient Name Honolulu, City &amp; County Of

### Certification and Assurance Information

Fiscal Year 2016

Assigned Date 2/26/2016

Due Date 5/26/2016

Certified Date 4/6/2016

### Published Certifications and Assurances Document



### Certifications and Assurances

Category	Title
01	Required Certifications and Assurances for Each Applicant
02	Lobbying
03	Procurement and Procurement Systems
04	Private Sector Protections
05	Rolling Stock Reviews and Bus Testing
06	Demand Responsive Service
07	Intelligent Transportation Systems
08	Interest and Financing Costs and Acquisition of Capital Assets by Lease
09	Transit Asset Management Plan and Public Transportation Agency Safety Plan
10	Alcohol and Controlled Substances Testing
11	Fixed Guideway Capital Investment Grants Program (New Starts, Small Starts, and Core Capacity Improvement)
12	State of Good Repair Program
13	Grants for Buses and Bus Facilities and Low or No Emission Vehicle Deployment Grant Programs
14	Urbanized Area Formula Grants Programs and Passenger Ferry Grant Program
15	Seniors and Individuals with Disabilities Programs
16	Rural Areas and Appalachian Development Programs
17	Tribal Transit Programs (Public Transportation on Indian Reservations Programs)
18	State Safety Oversight Grant Program
19	Public Transportation Emergency Relief Program
20	Expedited Project Delivery Pilot Program
21	Infrastructure Finance Programs

Category	Title
22	Paul S. Sarbanes Transit in Parks Program
23	Hiring Preferences

1-23 of 23

### Affirmation of Applicant

**Affirmation of Applicant** BY SIGNING BELOW, on behalf of the Applicant, I declare that it has duly authorized me to make these Certifications and Assurances and bind its compliance. Thus, it agrees to comply with all federal laws, regulations, and requirements, follow applicable federal guidance, and comply with the Certifications and Assurances as indicated on the foregoing page applicable to each application its Authorized Representative makes to the Federal Transit Administration (FTA) in federal fiscal year 2016, irrespective of whether the individual that acted on his or her Applicant's behalf continues to represent it.

FTA intends that the Certifications and Assurances the Applicant selects on the other side of this document should apply to each Award for which it now seeks, or may later seek federal assistance to be awarded by FTA during federal fiscal year 2016.

The Applicant affirms the truthfulness and accuracy of the Certifications and Assurances it has selected in the statements submitted with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. § 3801 et seq., and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31, apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. § 1001 apply to any certification, assurance, or submission made in connection with a federal public transportation program authorized by 49 U.S.C. chapter 53 or any other statute.

In signing this document, I declare under penalties of perjury that the foregoing Certifications and Assurances, and any other statements made by me on behalf of the Applicant are true and accurate.

☒ I Accept the above

**Official's Name** Michael Formby

**Certification Date** Apr 05, 2016

### Affirmation of Attorney

**Affirmation of Applicant's Attorney** As the undersigned Attorney for the above named Applicant, I hereby affirm to the Applicant that it has authority under state, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on it.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA assisted Award.

☒ I Accept the above

**Attorney's Name** Kathleen Kelly

**Certification Date** Apr 05, 2016

Cancel

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
C E R T I F I C A T E

**RESOLUTION 16-193**

Introduced: 07/26/16 By: ERNEST MARTIN – BY REQUEST Committee: COUNCIL

Title: RESOLUTION AUTHORIZING THE DIRECTOR OF TRANSPORTATION SERVICES OR THE DIRECTOR'S DESIGNEE TO APPLY FOR AND ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL TRANSIT ADMINISTRATION FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY U.S.C. CHAPTER 53, TITLE 49 AND TITLE 23, UNITED STATES CODE, AND OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION.

Voting Legend: \* = Aye w/Reservations


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08/03/16 COUNCIL RESOLUTION 16-193 WAS ADOPTED.

9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.

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I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.

  
\_\_\_\_\_  
GLEN I. TAKAHASHI, CITY CLERK

  
\_\_\_\_\_  
ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER